

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATEDDate of filing in State Engineer's Office APR 22 1991

Returned to applicant for correction _____

Corrected application filed _____ Map filed JUN 29 1990 under 54827The applicant Elko Land & Livestock Company, a Nevada CorporationP.O. Box 220 of Battle Mountain

Street and No. or P.O. Box No.

City or Town

Nevada 89820 hereby make... application for permission to change the

State and Zip Code No.

point of diversion and place of use of a portion

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit No. 31289

Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.

1. The source of water is underground
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 0.934 cfs
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for irrigation
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for irrigation
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 14, T.34N., R.48E., MDM,
Describe as being within a 40-acre subdivision of public survey and by course and
at a point from which the NE Corner of Section 2, T.34N., R.48E., MDM, bears
distance to a section corner. If on unsurveyed land, it should be stated.
N 9⁰ 57' 53" E, a distance of 13684.72 feet
6. The existing permitted point of diversion is located within NE $\frac{1}{4}$ NE $\frac{1}{4}$ (Lot 1) Section 6, T.34N., R.49E.,
If point of diversion is not changed, do not answer.
MDM at a point from which the NE Corner of said Section 6 bears N 83⁰ 00' 00"
E. a distance of 430.00 feet
7. Proposed place of use All of sections 24, 25, 26, 35, 36 of T35N, R48E, MDM; all of sections
19, 20, 21, 28, 29, 30, 31, 32 of Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
T35N, R49E, MDM; all of sections 1, 2, 3, 10, 11, 12, 13, 14, 15, 16, 21, 22, 23, 26, 27, of
T34N, R48E, MDM 110.72 acres within the proposed place of use
8. Existing place of use W $\frac{1}{2}$ E $\frac{1}{2}$, W $\frac{1}{2}$ Section 5 & the E $\frac{1}{2}$ E $\frac{1}{2}$ Section 6 both in T34N, R49E.
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
MDM
manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from January 1 to December 31 of each year.
Month and Day Month and Day
10. Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) a drilled & cased well equipped with a
State manner in which water is to be diverted, i.e. diversion structure,
motor, pump and pipeline to place of use
ditches, pipes and flumes, or drilled well, etc.
12. Estimated cost of works \$60,000.00
13. Estimated time required to construct works 5 years

14. Estimated time required to complete the application of water to beneficial use..... 7 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

Send Copies to: Elko Land & Livestock Company c/o Newmont Gold Company
P.O. Box 669 Carlin, Nevada 89822 Use map filed under Application
54827 for the proposed point of diversion & place of use

By s/Michael D. Buschelman
Michael D. Buschelman - Agent
5405 Mae Anne Avenue
Reno, Nevada 89523

Compared bc/ bc

Protested..... NOV 30 2005

WITHDRAWN BY APPLICANT

.....OF STATE ENGINEER *Michael D. Buschelman, P.E.* STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed.....cubic feet per second.....

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

Map in support of proof of beneficial use shall be filed on or before.....

Completion of work filed.....
Proof of beneficial use filed.....
Cultural map filed.....
Certificate No.....Issued.....

IN TESTIMONY WHEREOF, I, _____,
State Engineer of Nevada, have hereunto set my hand and the seal of my
office, this.....day of.....
A.D. 19.....

State Engineer